

1 PHILLIP A. TALBERT
2 United States Attorney
3 MATHEW W. PILE, SBN WA 32245
4 Associate General Counsel
5 Office of Program Litigation, Office 7
Social Security Administration
SOHAYL VAFAI, SBN CA 319266
Special Assistant United States Attorney
6 6401 Security Boulevard
Baltimore, Maryland 21235
7 Telephone: (510) 970-4838
E-Mail: sohayl.vafai@ssa.gov
8 Attorneys for Defendant

9 **UNITED STATES DISTRICT COURT**
10 **EASTERN DISTRICT OF CALIFORNIA**

11 JENNETTE LYNN STANCY, } Case No.: 2:23-cv-00604-TLN-DMC
12 Plaintiff, }
13 vs. } STIPULATION AND ORDER FOR AN
14 KILOLO KIJAKAZI, } EXTENSION OF TIME
15 Acting Commissioner of Social Security, }
16 Defendant. }
17

18
19 Pending the Court's approval, IT IS HEREBY STIPULATED, by and between the
20 parties, through their respective counsel of record, that the time for Defendant to respond to
21 Plaintiff's Motion for Summary Judgment be extended 29 days from October 11, 2023, up to and
22 including November 9, 2023. The parties further stipulate that the Court's Scheduling Order
23 shall be modified accordingly. This is the Defendant's second request for an extension of the
24 responsive brief deadline.

25 There is good cause for this extension. Defendant requires additional time to complete
26 review of this case's defensibility and fully investigate the possibility of settlement. For the past
27 several months, Defendant's undersigned counsel has had an unusually high workload
28 consisting, in part, of approximately ten to twelve briefs due each month. Defendant's

1 undersigned counsel has three briefs due next week alone, including in this case. Given these
2 circumstances, Defendant has not been able to complete her review of this case. Additional time
3 would provide Defendant an opportunity to complete her review of this case, Plaintiff an
4 opportunity to consider any remand offer, the parties to negotiate the terms of any remand offer,
5 and Defendant time to prepare her response if the parties cannot agree to a voluntary remand.

6 For these reasons, Defendant respectfully requests an extension of 29 days, until
7 November 9, 2023, to file her response. This request is made in good faith and is not intended to
8 unduly delay the proceedings in this matter.

9 Respectfully submitted,

10 Dated: October 3, 2023

/s/ Melissa Markos Nyman*

(*as authorized via e-mail)

MELISSA MARKOS NYMAN
Attorney for Plaintiff

13 Dated: October 3, 2023

PHILLIP A. TALBERT
United States Attorney
MATHEW W. PILE
Associate General Counsel
Social Security Administration

16 By:

/s/ Sohayl Vafai
SOHAYL VAFAI
Special Assistant U.S. Attorney
Attorneys for Defendant

20 **ORDER**

21 Pursuant to the parties' stipulation, IT IS SO ORDERED that Defendant shall have an
22 extension, up to and including November 9, 2023, to respond to Plaintiff's Motion for Summary
23 Judgment.

25 Dated: October 3, 2023



DENNIS M. COTA
UNITED STATES MAGISTRATE JUDGE